



# Hemingway & Hansen

A Limited Liability Partnership

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## Intellectual Property Law

Patents • Copyrights • Trademarks  
Litigation • Prosecution • Licensing

November 22, 2005

*Via First Class Mail*

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Attn: Examiner Melanie Jagannathan

Re: Unicast Agent Advertisement Based on Layer 2 and Layer 3  
Motion Detection  
Serial No.: 09/540,362  
Filed: March 31, 2000  
Discl. No.: 11153RRUS01U  
Our File: P1001

Dear Examiner Jagannathan:

This will confirm the substance of our conversations over the past several days regarding the above-identified application. On November 10, 2005, we had a telephone conference regarding the status of this application. You stated that an office action was mailed in April 2005 that was not responded to, and the six-month time limit for a response had expired. However, we never received the office action, and you also acknowledged that the office action was not sent to our address and instead was sent to Nortel's Canadian corporate address. I pointed out that we are the point of contact and designated correspondence address for the application, and you acknowledged that the office action had been addressed contrary to the designation in the file.

When we first talked, you were not certain what needed to be done to correct the mistake, and I followed up several days later. At that time, you confirmed that the office action would be mailed with the due date reset, and you faxed us a copy of the office action. I briefly talked to you this morning to follow-up on the status, and you stated that the office action should be mailed today. You confirmed that the file was never abandoned, and that only needed to respond to the office within the response deadlines. You also stated that the response deadlines would be

November 22, 2005

Page 2

reset effective as of the date of mailing, which should be today or tomorrow. If we do not receive the office action by the middle of next week, we will follow up with you again.

Thank you for your cooperation in this matter. If you have any comments or question, please contact me.

Very truly yours,

A handwritten signature in black ink, appearing to read "Malcolm W. Pipes". The signature is fluid and cursive, with the first name "Malcolm" being the most prominent.

Malcolm W. Pipes

cc: Mr. John Crane  
Ms. LuGay Blanscet